

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.01.2021

CORAM:

THE HON'BLE Mr. JUSTICE P.VELMURUGAN

Criminal Revision Case No.1225 of 2020
and Crl.M.P.No.8574 of 2020

Kalaivanan

... Petitioner

...vs...

1.The Sub Divisional Executive Magistrate and
Revenue Divisional Officer,
Tambaram.

2.Inspector of Police,
H-2, Guduvancherry Police Station,
Chengalpattu District.

3.The Superintendent,
Puzhal Central Prison,
Chennai.

... Respondents

Criminal Revision Case filed under Section 397 read with
401 Cr.P.C, to set aside the order of detention dated
24.11.2020 made in M.C.No.2526/2020/B by the Sub Divisional
Executive Magistrate and Revenue Divisional Officer, Tambaram
and allow this Revision.

For Petitioner : Mr.C.D.Sugumar

For Respondents: Mr.K.Madhan
Government Advocate (Crl.Side)

O R D E R

Mr.K.Madhan, learned Government Advocate (Crl.Side) takes
notice for the respondents. By consent of both parties, the
matter is taken up today, for final disposal.

2.This Criminal Revision Case has been filed against the
order dated 24.11.2020 made in M.C.No.2526/2020/B on the file
of the first respondent.

3.The main grievance of the petitioner is that order
dated 24.11.2020 was passed without providing sufficient
opportunity and legal assistance to the petitioner to cross

examine the witnesses. Hence, the present Criminal Revision Case.

4.Taking note of the above facts of the case, the order dated 24.11.2020 passed by the first respondent in M.C.No.2526/2020/B is set aside and the matter is remitted back to the first respondent to pass orders afresh in accordance with law, after providing sufficient opportunity and legal assistance to the petitioner.

With above direction, this Criminal Revision Case is disposed of. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

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To

- 1.The Sub Divisional Executive Magistrate and Revenue Divisional Officer, Tambaram.
- 2.The Inspector of Police, H-2, Guduvancherry Police Station, Chengalpattu District.
- 3.The Superintendent, Puzhal Central Prison, Chennai.
- 4.The Public Prosecutor, High Court, Madras.

+1cc to M/s.C.D.Sugumar, Advocate SR.1395

AK(CO)
CB(11/02/2021)

Crl. R.C. No.1225 of 2020
and Crl.M.P.No.8574 of 2020

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